

Applicant or Patentee: **W. R.**

Serial or Patent No:

Filed or Issued:

Attorney's

Docket No: **12842**

For: **IMMUNOASSAY METHOD EMPLOYING MONOCLONAL ANTIBODY REACTIVE TO HUMAN INOS**



VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS (37 CFR 1.9(f)-INDEPENDENT INVENTOR

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled: **IMMUNOASSAY METHOD EMPLOYING MONOCLONAL ANTIBODY REACTIVE TO HUMAN INOS**

described in

- ☒ the specification filed herewith  
☐ application serial no. \_\_\_\_\_, filed \_\_\_\_\_  
☐ patent no. \_\_\_\_\_, issued \_\_\_\_\_

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9 (d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- ☒ no such person, concern, or organization  
☐ persons, concerns or organizations listed below\*

\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

FULL NAME: **NONE**

ADDRESS:

☐ INDIVIDUAL ☐ SMALL BUSINESS ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on

which status as a small entity is no longer appropriate.  
(37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF INVENTOR: ROBERT WEBBER

Signature of Inventor: \_\_\_\_\_

*Robert Webber*

Date: \_\_\_\_\_

*4/3/97*

262040-9092280



DECLARATION AND POWER OF ATTORNEY  
IN ORIGINAL APPLICATION

Atty Dkt. No: 12842

As a below named inventor, I hereby declare that:  
My residence, post office address and citizenship are as stated  
below next to my name.

I believe I am the original, first and sole inventor (if  
only one name is listed below) or an original, first joint  
inventor (if plural names are listed below) of the subject matter  
which is claimed and for which a patent is sought on the  
invention entitled:

**IMMUNOASSAY METHOD EMPLOYING MONOCLONAL ANTIBODY REACTIVE TO  
HUMAN iNOS**

the specification of which   X   is enclosed herewith or        was  
filed on                      as Application Serial No.            and was  
amended on            (if applicable).

I hereby state that I have reviewed and understand the  
contents of the above identified specification, including the  
claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is  
material to the examination of this application in accordance  
with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35,  
United States Code, §119 of any foreign applications(s) for  
patent or inventor's certificate listed below and have also  
identified below any foreign application for patent or inventor's  
certificate having a filing date before that of the application  
on which priority is claimed.

Prior Foreign Applications(s):

COUNTRY                      APPLICATION NUMBER                       
DATE OF FILING                      PRIORITY CLAIMED UNDER  
35 U.S.C.119 YES        NO       

COUNTRY                      APPLICATION NUMBER                     

083506-040700

DATE OF FILING \_\_\_\_\_

PRIORITY CLAIMED UNDER

35 U.S.C.119 YES \_\_\_\_\_ NO \_\_\_\_\_

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37 Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

APPLICATION SERIAL NO. 08/634,332 DATE OF FILING 12 April 1996

STATUS: \_\_\_\_\_ PATENTED X PENDING \_\_\_\_\_ ABANDONED

APPLICATION SERIAL NO. \_\_\_\_\_ DATE OF FILING \_\_\_\_\_

STATUS: \_\_\_\_\_ PATENTED \_\_\_\_\_ PENDING \_\_\_\_\_ ABANDONED

#### POWER OF ATTORNEY

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

THEODORE J. BIELEN, JR., Registration No. 27,420

RICHARD ESTY PETERSON, Registration No. 26,495

THOMAS R. LAMPE, Registration No. 22,454

Address all calls to: Theodore J. Bielen, Jr., telephone No: 510/937-1515

Address all correspondence to:

THEODORE J. BIELEN, JR.

Bielen, Peterson & Lampe

1990 N. California Blvd., Suite 720

Walnut Creek, CA 94596

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information

and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18, of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

1. Full name of sole or first inventor: ROBERT WEBBER  
Inventor's signature: Robert Webber Date: 4/3/97  
Residence: 4175 Lakeside Drive, Suite 140 Citizenship: USA  
Richmond, California 94806 CA  
Post Office Address: P.O. Box 8300  
Berkeley, California 94707